

JEFFREY D. WOHL (Cal. State Bar No. 96838)  
RISHI N. SHARMA (Cal. State Bar No. 239034)  
GREGGORY W. DALTON (Cal. State Bar No. 252000)  
PAUL, HASTINGS, JANOFKY & WALKER LLP  
55 Second Street, 24th Floor  
San Francisco, CA 94105-3441  
Telephone: (415) 856-7000  
Facsimile: (415) 856-7100  
[jeffwohl@paulhastings.com](mailto:jeffwohl@paulhastings.com)  
[rishisharma@paulhastings.com](mailto:rishisharma@paulhastings.com)  
[greggorydalton@paulhastings.com](mailto:greggorydalton@paulhastings.com)  
Attorneys for Defendant  
Target Corporation

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

OKECHUKWU MBAMA, individually  
and on behalf of all others similarly  
situated,

Plaintiff,

vs.

TARGET CORPORATION, a Minnesota  
Corporation, and Does 1-25, inclusive,

Defendant.

No. C-07-3014-SI

**NOTICE OF ORDER IN *MORA V. TARGET*  
*CORP.* DISCHARGING EARLIER ORDER  
TO SHOW CAUSE RE: JURISDICTION**

To the Clerk of Court, plaintiff Okechukwu Mbama, and plaintiff's attorneys of record:

PLEASE TAKE NOTICE that on February 29, 2008, in *Mora v. Target Corp.*, U.S.D.C., S.D. Cal., No. 07 CV 0719 BEN (WMC), the court entered its Order Discharging Court's Earlier Order to Show Cause, a copy of which is attached.

Dated: March 10, 2008.

JEFFREY D. WOHL  
RISHI N. SHARMA  
GREGGORY W. DALTON  
PAUL, HASTINGS, JANOFSKY & WALKER LLP

By: /s/ Jeffrey D. Wohl

Jeffrey D. Wohl  
Attorneys for Defendant  
Target Corporation

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

RENEE CESAR VILCHES MORA, on behalf  
of himself and all others similarly situated,

Plaintiffs,

v.

TARGET CORPORATION, a Minnesota  
corporation, and DOES 1 through 125,  
Inclusive,

Defendants.

**CASE NO. 07CV0719 BEN (WMC)**

**ORDER DISCHARGING COURT’S  
EARLIER ORDER TO SHOW CAUSE**

On April 19, 2007, Plaintiff Renee Cesar Vilches Mora (“Mora”) filed a wage and hour suit with class allegations against Target Corporation (“Target”) based on its company policies and practices. Mora asserts seven claims against Target based on violations of California’s employment laws. The Complaint alleges that jurisdiction in this Court is proper, based on diversity jurisdiction pursuant to 28 U.S.C. section 1332. Compl. ¶ 9. On November 5, 2007, the Court issued an Order to Show Cause (“OSC”), ordering Plaintiff to show cause why this case should not be dismissed for lack of subject matter jurisdiction because the Court could not ascertain from the face of the pleadings whether federal subject matter jurisdiction exists. Doc. No. 34.

1       The parties briefed the issue, and both sides concluded that the Court has subject matter  
2 jurisdiction over this case. *See* Doc. Nos 39, 40. “A class action can satisfy the requirements  
3 for diversity jurisdiction in two ways. First, the class action can be properly heard in federal  
4 court if at least one named plaintiff’s injury satisfies the jurisdictional minimum amount in  
5 controversy (\$75,000) and where complete diversity exists among all plaintiffs and defendants.”  
6 *Jepson v. Ticor Title Ins. Co.*, Case No. C06-1723, 2007 WL 3171442, at \*1 (W.D. Wash. Oct.  
7 26, 2007) (citing *Exxon Mobil Corp. v. Allapattah Servs.*, 545 U.S. 546 (U.S. 2005)).  
8 “Alternatively, the Class Action Fairness Act of 2005 (CAFA) grants a federal court subject  
9 matter jurisdiction in a class action lawsuit when the class comprises more than 100 members,  
10 where minimal diversity of citizenship is present, and where the aggregate amount of all class  
11 members’ claims exceeds \$5 million (exclusive of costs or attorneys’ fees).” *Id.*

12       In light of the parties’ OSC filings, the Court is now able to ascertain that it has  
13 jurisdiction over this case. Accordingly, the Court’s earlier Order to Show Cause is hereby  
14 DISCHARGED. The parties shall contact the Magistrate Judge within 5 days from the date of  
15 this Order to schedule an Early Neutral Evaluation Conference.

16       **IT IS SO ORDERED.**

17  
18       **DATED: February 29, 2008**

19  
20         
21       **Hon. Roger T. Benitez**  
22       **United States District Judge**  
23  
24  
25  
26  
27  
28